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Attorney Docket No. MP/55G

A HAMPHE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

GOFFENA ET AL.
)

Serial No.: 09/510,937
)

Filed: February 22, 2000

For: A THINWALL POLYTETRAFLUORO-ETHYLENE TUBE

Assistant Commissioner for Patents Washington, D.C. 20231

Group Art Unit: 1653

Examiner: Mohamed, A

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, DC 20231 on October 5, 2000.

VILLANCE WULLAND Melanee Williams

(date of mailing document)

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

The owner, W. L. Gore & Associates, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent Application Serial Nos. 08/108,963; 08/247,960; 08/204,708. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§154 to 156 and 173 of the prior patent application, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner

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1. □ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2.

The undersigned is an attorney or agent of record.

5 Oct. 2000

Signature

Wayne D. House

Typed or printed name

☑ Terminal disclaimer fee under 37 CFR 1.20(d) to be charged to Deposit Account No. 07-1729

PTO suggested wording for terminal disclaimer was

☑ unchanged. ☐ changed (if changed, an explanation should be supplied).